

Exhibit “D”

5. As of the time of filing of Plaintiff's Motion to Compel, Defendant has not produced the emails or handwriting samples required by the Court's Order.

6. As of the time of filing of the Motion to Compel, and to the best of Plaintiff's knowledge and belief, Defendant Zuckerberg has not filed his Certification of Good-Faith Efforts either by service or through the Court's ECM/ECF system.

I hereby certify and declare under penalty of perjury that the foregoing is true and accurate.

DATED: July 25, 2011

/s/ Jeffrey A. Lake